


1.29.03

Patent Docket P0998D2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<p>In re Application of Jeffrey L. Cleland et al. Serial No.: 09/648,896 Filed: August 25, 2000 For: PROTEIN FORMULATION</p>	<p>Group Art Unit: 1642 Examiner: Christopher Yaen  Certificate of Facsimile Transmission Under 37 CFR § 1.8 In accordance with CFR § 1.8(d), this correspondence addressed to The Patent and Trademark Office, Washington, DC 20231 is being transmitted to facsimile No. (703) 746-7646.  January 8, 2003  Wendy M. Lee</p>
--	--

AMENDMENT UNDER 37 C.F.R. §1.111

Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

Responsive to the Office Action mailed October 8, 2002, reconsideration of the present application is respectfully requested in view of the following amendments and remarks.

IN THE CLAIMS:

Please amend the pending claims as indicated below. Unamended pending claims are reproduced below and identified as "(Reiterated)" for the Examiner's reference.

C<sub>1</sub>  
26. (Twice Amended) The method of claim 37 wherein the molar ratio of lyoprotectant:antibody is 200-600 mole lyoprotectant:1 mole antibody.

28. (Reiterated) The method of claim 37 wherein the formulation is administered subcutaneously.

C<sub>2</sub>  
29. (Three Times Amended) The method of claim 37 wherein the formulation comprises the antibody in an amount from about 5-40 mg/mL,

Genentech, Inc.  
Genentech, Inc.  
Genentech, Inc.  
**G nent ch, Inc.**  
Genentech, Inc.

**FACSIMILE TRANSMITTAL**

1 DNA WAY  
South San Francisco, CA 94080  
(650) 225-1994  
Facsimile: (650) 952-9881

DATE: January 8, 2003

Please deliver the following Amendment to:

NAME: Examiner Christopher Yaen - Group 1642  
U.S. Patent and Trademark office  
Washington, DC 20231

re-send.  
only 14 pages  
sent previously.

Fax No.: (703) 746-7646

FROM: Wendy M. Lee  
Registration No.: 40,378

RE: U.S. Serial No.: 09/648,896  
Our Docket No.: P0998D2

Number of Pages including this cover sheet - 15

**Certificate of Facsimile Transmission Under 37 CFR § 1.8**

In accordance with CFR § 1.6(d), this correspondence addressed to The Patent and Trademark Office, Washington, DC 20231 is being transmitted to facsimile No. (703) 746-7646.

**CONFIDENTIAL NOTE**

The documents accompanying this facsimile transmission contain information from GENENTECH, INC. which is confidential or privileged. The information is intended only for the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution, or use of the contents of this faxed information is strictly prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us and the retransmission of them to the intended recipient.

**If you do not receive all pages, please notify Wendy Lee at (650) 225-1994.**